

# SENATE BILL 333

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By: **Senators Mooney and Frosh**

Introduced and read first time: January 28, 2010

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Permits to Construct Incinerators – Limitation on Issuance**  
3 **near National Parks**

4 FOR the purpose of prohibiting the Secretary of the Environment from issuing a  
5 permit to construct an incinerator within a certain distance of a battlefield,  
6 wildlife, or a recreational area in the National Park System; providing for the  
7 application of this Act; defining a certain term; and generally relating to the  
8 authority of the Secretary of the Environment to issue a permit to construct an  
9 incinerator.

10 BY adding to  
11 Article – Environment  
12 Section 9–204.3  
13 Annotated Code of Maryland  
14 (2007 Replacement Volume and 2009 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Environment**

18 **9–204.3.**

19 **(A) IN THIS SECTION, “INCINERATOR” DOES NOT INCLUDE:**

20 **(1) CREMATORIA; OR**

21 **(2) ON–SITE HOSPITAL INCINERATORS USED TO DISPOSE OF**  
22 **MEDICAL WASTE.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(B) THIS SECTION DOES NOT APPLY TO THE BALTIMORE–WASHINGTON**  
2 **PARKWAY.**

3           **(C) THE SECRETARY MAY NOT ISSUE A PERMIT TO CONSTRUCT AN**  
4 **INCINERATOR WITHIN 1 MILE OF A BATTLEFIELD, WILDLIFE, OR A**  
5 **RECREATIONAL AREA IN THE NATIONAL PARK SYSTEM.**

6           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
7 October 1, 2010.